

**AMENDED**  
**APPLICATION FOR PERMIT**

Serial No. **9146**

**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office NOV -9 1929  
Returned to applicant for correction NOV 22 1929  
Corrected application filed NOV 26 1929

The undersigned Martin Elorga  
of Battle Mountain, County of Lander,  
State of Nevada, hereby make application for  
permission to appropriate the public waters of the State of Nevada, as  
hereinafter stated. (If applicant is a corporation, give date and place  
of incorporation.)

1. The source of the proposed appropriation is Shale Spring  
Name of stream, lake, or other source
2. The amount of water applied for is one half ( $\frac{1}{2}$ ) second-feet.  
One-second-foot equals 40 miners' inches
3. The water to be used for stockwatering  
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:  
Whence to N.E. Cor. Sec. 2, T. 29 N; R. 45 E., bears N. 26° 40' E.,  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land, it should be so stated.  
3,170 ft. being situate in NW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 2, T. 29 N; R. 45 E., M.D.M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is \_\_\_\_\_
- (b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE  
FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Works to be located same subdivision as the point of diversion.  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered 10,000 sheep and  
20 horses

- (h) Use will begin about Mar. 15 and end about Oct. 15, of each year.  
Month Month

(i) Remarks \_\_\_\_\_

# DESCRIPTION OF PROPOSED WORKS

Small catch basin near spring thence thru 24 ft. of 2" pipe to 4

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

wood troughs 1x 2 x 12' each approximately 50 ft. N.E. of Spring.

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$350.00

6. Estimated time required to construct works two years

7. Remarks

For use of applicant

Martin Elorga, Applicant.

By O. P. Adams. O. P. Adams.

Compared M.F.-C.T.

This sheet inspected

, Engineer.

20467

PROTESTED DECEMBER 24, 1929 -- by -- FILIPPINI RANCHING CO., J. H. U. CASTLE, /

Protested January 11, 1930 -- by -- W. T. JINKINS CO. WINNEMUCCA, -- 20507 --

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby <sup>deny</sup> ~~grant~~ the same, ~~subject to the following limitations and conditions:~~

on the grounds that the waters of these sources are fully appropriated and further that the granting of these applications would contravene the policy adopted by the 1925 Stockwatering Law.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use must be filed with State Engineer on or before

Nov. 15, 1929 under 8663

WITNESS MY HAND AND SEAL this 20th day of December 1935

Alfred W. Smith  
State Engineer.